

C.S., ET AL v. CRAIG MCCRUMB, ET AL

DEPOSITION OF C.S.

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

C.S. by her Next Friend, ADAM STROUB,
Plaintiff,

v

File No.
2:22-cv-10993-TGB-EAS

HON. TERRENCE G. BERG

CRAIG MCCRUMB, Individually and
in his official capacity as Superintendent
of Durand Area Schools, and AMY LEFFEL,
Individually and in her official capacity
as Principal of Robert Kerr Elementary School,
and MICHAEL PAPANЕК, Individually and
in his official capacity as On Track
Coach of Robert Kerr Elementary,

Defendants.

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DEPOSITION OF C.S.

Taken by the Defendants on the 1st day of December, 2022,
at 432 North Saginaw Street, Flint, Michigan, at 10:00 a.m.

APPEARANCES:

For the Plaintiff:

MR. JOHN R. MONROE
John Monroe Law, PC
156 Robert Jones Road
Dawsonville, Georgia 30534
(678) 362-7650

For the Defendants:

MR. DANIEL JOSEPH LOBELLO JR. (P81069)
O'Neill Wallace & Doyle PC
300 Saint Andrews Road, Suite 302
Saginaw, Michigan 48638
(989) 790-0960

C.S., ET AL v. CRAIG MCCRUMB, ET AL

DEPOSITION OF C.S.

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| <p>1 Also Present: Craig McCrumb Adam Stroub</p> <p>2</p> <p>3 RECORDED BY: Lori Johnston, CER 15628 Certified Electronic Recorder 4 Network Reporting Corporation Firm Registration Number 8151 1-800-632-2720</p> <p>5</p> <p>6</p> <p>7</p> <p>8</p> <p>9</p> <p>10</p> <p>11</p> <p>12</p> <p>13</p> <p>14</p> <p>15</p> <p>16</p> <p>17</p> <p>18</p> <p>19</p> <p>20</p> <p>21</p> <p>22</p> <p>23</p> <p>24</p> <p>25</p> <p>Page 2</p> | <p>1 Flint, Michigan</p> <p>2 Thursday, December 1, 2022 - 10:58 a.m.</p> <p>3 REPORTER: Do you promise that everything that you 4 say here today will be the truth?</p> <p>5 MISS C.S.: Yes. 6 C.S.</p> <p>7 having been called by the Defendants and sworn: 8 EXAMINATION</p> <p>9 BY MR. LoBELLO:</p> <p>10 Q Can you tell me your full name?</p> <p>11 A C.M.S.</p> <p>12 Q And C.S, is it okay if I call you C.S.?</p> <p>13 A (Nodding head in affirmative)</p> <p>14 Q You can call me Dan if you want, too. I'm just going to ask 15 you some questions today. Can you tell me where do you go 16 to school currently?</p> <p>17 A Robert Kerr Elementary.</p> <p>18 Q What grade are you in?</p> <p>19 A Fourth grade right now.</p> <p>20 Q What's your favorite subject?</p> <p>21 A Math.</p> <p>22 Q Math? What do you like about math?</p> <p>23 A I like to divide and multiply.</p> <p>24 Q Okay. Are you good at math?</p> <p>25 A Yeah; yes.</p> <p>Page 4</p> |
| <p>1 TABLE OF CONTENTS</p> <p>2 PAGE</p> <p>3</p> <p>4 Examination by Mr. LoBello 4</p> <p>5</p> <p>6</p> <p>7</p> <p>8</p> <p>9</p> <p>10</p> <p>11</p> <p>12</p> <p>13</p> <p>14</p> <p>15</p> <p>16</p> <p>17</p> <p>18</p> <p>19</p> <p>20</p> <p>21</p> <p>22</p> <p>23</p> <p>24</p> <p>25</p> <p>Page 3</p> | <p>1 Q Your dad tells me you get good grades; is that true?</p> <p>2 A Yes.</p> <p>3 Q And do you like any other subjects in school?</p> <p>4 A Science.</p> <p>5 Q What's your favorite thing about science?</p> <p>6 A Learning about how energy is produced.</p> <p>7 Q And what do you think is interesting about that?</p> <p>8 A A lot of stuff.</p> <p>9 Q Okay. Is there something in particular, like solar energy 10 or wind energy?</p> <p>11 A The wind energy.</p> <p>12 Q Why's that?</p> <p>13 A Because it's interesting.</p> <p>14 Q Okay. Do you have a lot of friends at school?</p> <p>15 A Not a whole lot, just two.</p> <p>16 Q Well, that's enough; isn't it?</p> <p>17 A Yeah.</p> <p>18 Q Do you like your teachers?</p> <p>19 A Yes.</p> <p>20 Q Do you have a favorite teacher?</p> <p>21 A Ms. Page.</p> <p>22 Q Is she your math teacher?</p> <p>23 A She's -- she's all the subjects.</p> <p>24 Q All the subjects? Okay. Do you have anybody else that 25 teaches you aside from Ms. Page?</p> <p>Page 5</p> |

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| <p>1 A Ms. Parker.</p> <p>2 Q What does Ms. Parker teach you?</p> <p>3 A She's like one of our other teachers in the classroom.</p> <p>4 Q Is there a lot of kids in your class?</p> <p>5 A Yeah.</p> <p>6 Q Do you know why we're here today?</p> <p>7 A Yes.</p> <p>8 Q Why is that?</p> <p>9 A Because Mr. Papanek told me to -- told me to put my hat in</p> <p>10 the locker. And then this is where we are now.</p> <p>11 Q Okay. So did you know Mr. Papanek before he asked you to</p> <p>12 put your hat in your locker?</p> <p>13 A Yes.</p> <p>14 Q Did you talk to Mr. Papanek a lot?</p> <p>15 A Yes.</p> <p>16 Q And what do you guys talk about?</p> <p>17 A I just say "Hi" to him once in a while. And if anything</p> <p>18 goes wrong I tell him about the stuff.</p> <p>19 Q And what kind of stuff goes wrong that you talk to Mr.</p> <p>20 Papanek about?</p> <p>21 A It could be anything that happens.</p> <p>22 Q Is your classroom close to Mr. Papanek's office?</p> <p>23 A Yes.</p> <p>24 Q Like really close, or like kind of close?</p> <p>25 A Kind of close.</p> <p style="text-align: center;">Page 6</p> | <p>1 Q Did you make a hat?</p> <p>2 A No.</p> <p>3 Q No? You don't have art class or anything?</p> <p>4 A I do have art class in fourth grade.</p> <p>5 Q You didn't get to make a hat in art class?</p> <p>6 A No.</p> <p>7 Q Okay. What else did you do that was fun on hat day?</p> <p>8 A (No verbal response)</p> <p>9 Q Nothing else?</p> <p>10 A No.</p> <p>11 Q That's okay. Do you remember the days before hat day?</p> <p>12 A Yes.</p> <p>13 Q Did you do anything fun on those days?</p> <p>14 A Yes.</p> <p>15 Q What did you do?</p> <p>16 A There was, like, pajama day and silly hair day and other</p> <p>17 days.</p> <p>18 Q What did you do for silly hair day?</p> <p>19 A Like, you can -- I did, like, crazy, like, back hair to make</p> <p>20 my hair, like, puff out.</p> <p>21 Q And what about pajama day, did you wear cool pajamas?</p> <p>22 A Yes.</p> <p>23 Q What did your pajamas have on them?</p> <p>24 A They had, like, a unicorn on it.</p> <p>25 Q Do you like unicorns?</p> <p style="text-align: center;">Page 8</p> |
| <p>1 Q Do you have a locker?</p> <p>2 A Yeah.</p> <p>3 Q Is your locker close to Mr. Papanek's office?</p> <p>4 A No.</p> <p>5 Q No? How about last year for third grade?</p> <p>6 A Yes.</p> <p>7 Q And you remember Mr. Papanek telling you to put your hat in</p> <p>8 your locker?</p> <p>9 A Yes.</p> <p>10 Q And do you know what he said exactly to you?</p> <p>11 A No.</p> <p>12 Q No? Did anybody else say anything about your hat when you</p> <p>13 got to school?</p> <p>14 A No.</p> <p>15 Q Why did you pick that hat?</p> <p>16 A Because it made me feel safe.</p> <p>17 Q Okay. Is that because it's your dad's hat?</p> <p>18 A Yeah; yes.</p> <p>19 Q You love your dad; right?</p> <p>20 A Yes.</p> <p>21 Q You want to be cool like your dad; right?</p> <p>22 A Yes.</p> <p>23 Q And when you got to school and Mr. Papanek told you put your</p> <p>24 hat in your locker, did you try and find a different hat?</p> <p>25 A No.</p> <p style="text-align: center;">Page 7</p> | <p>1 A Yes.</p> <p>2 Q Okay. What else did you do, anything else fun?</p> <p>3 A No.</p> <p>4 Q Did they have any other cool days where you could dress up?</p> <p>5 A Yes.</p> <p>6 Q What other kind of days did they have?</p> <p>7 A There's like a -- I'm trying to think --</p> <p>8 Q It's okay. Take your time.</p> <p>9 A There was like this -- there was like a --</p> <p>10 Q It's okay if you can't remember.</p> <p>11 A Yeah, I can't remember anything else.</p> <p>12 Q Okay. Do they do dress-up days all the time at school or is</p> <p>13 it only, like, sometimes?</p> <p>14 A It's only sometimes.</p> <p>15 Q Like, five times a years, like more, less, maybe?</p> <p>16 A Depending on the year.</p> <p>17 Q Did they have other dress-up days throughout the year?</p> <p>18 A Yeah.</p> <p>19 Q Like what kind?</p> <p>20 A I don't know.</p> <p>21 Q Okay. What do you like to do for fun?</p> <p>22 A I like to draw and color.</p> <p>23 Q What do you like to draw and what do you like to color?</p> <p>24 A Stuff from my imagination.</p> <p>25 Q Like what?</p> <p style="text-align: center;">Page 9</p> |

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|--|---|
| <p>1 A I don't know. Just random stuff.</p> <p>2 Q Do you have a favorite drawing?</p> <p>3 A No.</p> <p>4 Q No? Okay. Do you like to watch movies?</p> <p>5 A Yes.</p> <p>6 Q What's your favorite movie?</p> <p>7 A Happy Feet.</p> <p>8 Q Is that with the penguins?</p> <p>9 A Yeah.</p> <p>10 Q Okay. And how about music, do you like music?</p> <p>11 A Yes.</p> <p>12 Q What's your favorite kind?</p> <p>13 A I really like rock music, like, crazy music.</p> <p>14 Q Me too. What do you want to be when you grow up?</p> <p>15 A A snake breeder.</p> <p>16 Q Really?</p> <p>17 A Yes.</p> <p>18 Q Do you have a pet snake?</p> <p>19 A Yeah.</p> <p>20 Q What kind is it?</p> <p>21 A A ball python.</p> <p>22 Q A what python?</p> <p>23 A A ball python.</p> <p>24 Q A ball python?</p> <p>25 A Yes.</p> <p style="text-align: center;">Page 10</p> | <p>1 A Yes.</p> <p>2 Q Have you been on vacation recently?</p> <p>3 A No.</p> <p>4 Q No? Okay. Did you go to see family recently?</p> <p>5 A No.</p> <p>6 Q No? Do you visit your grandpa a lot?</p> <p>7 A Yes.</p> <p>8 Q Well, now, your one grandpa lives with you; right?</p> <p>9 A Yeah.</p> <p>10 Q Do you visit your other grandpa a lot?</p> <p>11 A No.</p> <p>12 Q Do you have like a favorite cousin?</p> <p>13 A No.</p> <p>14 Q No? Do you like to do anything else besides drawing and basketball and collecting light bulbs?</p> <p>15 A No.</p> <p>16 Q No? Okay.</p> <p>17 MR. LoBELLO: Well, C.S., I think that's all the</p> <p>18 questions that I have for you today. Thank you so much for</p> <p>19 being here.</p> <p>20 THE WITNESS: You're welcome.</p> <p>21 MR. MONROE: I don't have any questions.</p> <p>22 (Deposition concluded at 11:08 a.m.)</p> <p>23</p> <p>24</p> <p>25 -0-0-0-</p> <p style="text-align: center;">Page 12</p> |
| <p>1 Q How old is it?</p> <p>2 A 2.</p> <p>3 Q Okay. What's its name?</p> <p>4 A Max.</p> <p>5 Q Max. Okay. And what's your favorite subject that you're</p> <p>6 going to study to be a snake breeder?</p> <p>7 A I don't know.</p> <p>8 Q Do you have any other hobbies aside from drawing?</p> <p>9 A Basketball.</p> <p>10 Q Are you on a basketball team?</p> <p>11 A Yes.</p> <p>12 Q What position do you play?</p> <p>13 A I don't know. I'm just in practice right now.</p> <p>14 Q Okay. What's your favorite part about basketball?</p> <p>15 A I like to shoot -- like, make a shot in the basketball hoop.</p> <p>16 Q Okay. Cool. Do you play any other sports?</p> <p>17 A No.</p> <p>18 Q Aside from drawing, do you have any other hobbies like</p> <p>19 collecting things or --</p> <p>20 A I like to collect light bulbs.</p> <p>21 Q Light bulbs? Why light bulbs?</p> <p>22 A Because I like to see what the different sizes are.</p> <p>23 Q Okay. How many do you have in your collection?</p> <p>24 A I don't know actually.</p> <p>25 Q Do you like to travel?</p> <p style="text-align: center;">Page 11</p> | |

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